IN THE HIGH COURT OF BOMBAY AT GOA

CIVIL REVISION APPLICATION NO.220/2000

Shri Cristiano Francisco Santana D'Souza, son of late Jose Philip C.D'Souza, occupation service, presently residing at Malavi Africa, through his real brother and constituted Attorney Shri Numenio D'Souza, occupation landlord, residing at House No.60, Ribandar, Goa. ... Petitioner.

Vs.

Shri Damu Kunkolkar, alias Damu Gaudo, son of Hari Gaudo, of major age, occupation labourer, resident of St. Pedro, Tiswadi Taluka, Goa. ... Respondent.

Mr.M.S. Sonaka, Advocate for the petitioner.

Mr. Irsad Aga, Advocate for the respondent.

CORAM : F.I. REBELLO, J.

DATE : 31st July, 2003.

ORAL JUDGMENT :

A subsequent event namely the fact that the Judgment Debtor has purchased the mundkarial area, is placed on record as also the Judgment. The encroachment pleaded against which the decree has been obtained was admeasuring 2 metres in breadth and 7 metres in length. Considering the Judgment and the plan filed, this will not be a fit case for this Court to interfere with the impugned order in exercise of revisional jurisdiction of this Court. Civil Revision disposed of accordingly.

F.I. REBELLO, J.